

HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JEFF OLBERG, an individual, CECILIA ANA
PALAO-VARGAS, an individual, MICHAEL
CLOTHIER, an individual, and JACOB
THOMPSON, an individual, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

ALLSTATE INSURANCE COMPANY, an
Illinois Corporation and ALLSTATE FIRE AND
CASUALTY INSURANCE COMPANY, an
Illinois Corporation, and CCC INTELLIGENT
SOLUTIONS INCORPORATED, a Delaware
Corporation

Defendants.

Case No. 2:18-cv-00573-JCC

**[PROPOSED] ORDER EXTENDING
DEADLINE TO SUBMIT JOINT
STATUS REPORT**

NOTE ON MOTION CALENDAR:
August 19, 2022

Pursuant to Local Rule 7(d)(1), Plaintiffs Jeff Olberg, Cecilia Ana Palao-Vargas Michael Clothier, and Jacob Thompson; and Defendants Allstate Insurance Company, Allstate Fire and Casualty Insurance Company, and CCC Intelligent Solutions Inc. ("CCC") (collectively, the "Parties") hereby stipulate as follows:

1. WHEREAS, on July 23, 2021, this Court entered its Minute Order (Dkt. No. 169) staying a decision on Plaintiffs' motion for class certification (Dkt. Nos. 104, 106) and ordering the Parties to provide the Court with a joint written status report and proposed case schedule within ten days after the Ninth Circuit Court of Appeals issued its mandate in *Lara v. First Nat'l Ins. Co. of Am.*, Case No. 21-35126 (9th Cir. 2021) ("*Lara*").

2. On February 11, the Ninth Circuit filed its opinion in *Lara* affirming Judge Bryan's

1 denial of class certification in *Lundquist v. First Nat'l Insurance Co. of Am.*, Case No. 3:18-cv-
2 05301-RJB. *Lara*, Dkt. No. 86.

3 3. On March 28, 2022, the plaintiffs-appellants in *Lara* petitioned for rehearing and
4 rehearing en banc. *Lara*, Dkt. No. 89.

5 4. On May 10, 2022, the Ninth Circuit denied the petition for rehearing and rehearing
6 en banc in *Lara*. *Lara*, Dkt. No. 106.

7 5. On June 7, 2022, the Ninth Circuit issued its mandate in *Lara*. *Lara*, Dkt. No. 111.
8 Accordingly, the deadline for the Parties to submit their joint status report is June 17, 2022.

9 6. On June 16, 2022, the Parties filed a Stipulated Motion To Extend Deadline To
10 Submit Joint Status Report, Dkt. No. 175, which this Court granted on June 17, 2022, Dkt. No.
11 176.

12 7. On June 24, 2022, the Parties filed a Stipulated Motion To Extend Deadline To
13 Submit Joint Status Report, Dkt. No. 177, which this Court granted on June 27, 2022, Dkt. No.
14 178.

15 8. On July 7, 2022, the Parties filed a Stipulated Motion To Extend Deadline To
16 Submit Joint Status Report, Dkt. No. 179, which this Court granted on July 7, 2022, Dkt. No. 180,
17 extending the deadline to submit a joint status report to August 22, 2022.

18 9. The Parties jointly and respectfully request an additional extension of 30 days for
19 the deadline to submit a joint status report. The Parties are continuing to pursue settlement
20 negotiations, and the requested extension will allow the Parties to conduct those negotiations
21 without the pressure of immediate court deadlines.

22 Based on the foregoing, the Parties stipulate and agree that good cause exists to extend the
23 deadline to submit a joint status report to September 21, 2022.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED this 22nd day of August 2022.



John C. Coughenour
UNITED STATES DISTRICT JUDGE

Dated: August 19, 2022

Respectfully submitted,

<p><u>/s/ Steve W. Berman</u> Steve W. Berman Hagens Berman Sobol Shapiro LLP 1301 2nd Avenue, Suite 2000 Seattle, WA 98101</p> <p>Attorney for Plaintiff</p>	<p><u>/s/ Kathleen M. O'Sullivan</u> Kathleen M. O'Sullivan, WSBA No. 27850 Perkins Coie LLP 1201 Third Avenue, Suite 4900 Seattle, WA 98101 Telephone: 206.583.8888 Facsimile: 206.583.8500 Email: KOSullivan@perkinscoie.com</p> <p>Attorneys for Defendant CCC Intelligent Solutions Inc.</p>
<p>John M. DeStefano Robert B. Carey Elizabeth T. Beardsley Hagens Berman Sobol Shapiro LLP 11 West Jefferson Street, Suite 1000 Phoenix, AZ 85003</p> <p>Attorneys for Plaintiff</p>	<p><u>/s/ Marguerite M. Sullivan</u> Marguerite M. Sullivan (pro hac vice) Jason R. Burt (pro hac vice) Latham & Watkins LLP 555 11th Street NW, Suite 1000 Washington, DC 20004 Telephone: 202.637.2200 Email: marguerite.sullivan@lw.com jason.burt@lw.com</p> <p>Attorneys for Defendant CCC Intelligent Solutions Inc.</p>
<p>David L. Woloshin Dina S. Ronsayro Astor Weiss Kaplan & Mandel, LLP 200 South Broad Street, Suite 600 Philadelphia, PA 19102</p>	<p>Steven J. Pacini (pro hac vice) Latham & Watkins LLP 200 Clarendon Street 27th Floor Boston, MA 02116 Telephone: 617.880.4516</p>

1	Attorneys for Plaintiffs	Email: steven.pacini@lw.com
2		Attorneys for Defendant CCC Information
3		Services Inc.
4	Marc A. Goldich	Anusha E. Jones, WSBA No. 52989
5	Axler Goldich LLC	William H. Walsh, WSBA No. 21911
6	1520 Locust Street, Suite 301	Cozen O'Connor
7	Philadelphia, PA 19102	999 Third Avenue, Suite 1900
8	Attorney for Plaintiffs	Seattle, Washington 98104
9		Telephone: (206) 340-1000
10		Facsimile: (206) 340-1000
11		E-mail: ww Walsh@cozen.com
12		aejones@cozen.com
13		Attorneys for Defendants Allstate Insurance
14		Company and Allstate Fire and Casualty
15		Insurance Company
16	<u>/s/ Peter J. Valeta</u>	
17	Wendy Enerson (pro hac vice)	
18	Peter J. Valeta (pro hac vice)	
19	Cozen O'Connor	
20	123 North Wacker Drive, Suite 1800	
21	Chicago, Illinois 60606	
22	Telephone: (312) 382-3100	
23	Email: wenerson@cozen.com	
24	pvaleta@cozen.com	
25	Attorneys for Defendants Allstate Insurance	
26	Company and Allstate Fire and Casualty	
27	Insurance Company	
28		

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on August 19, 2022 a true and correct copy of the foregoing was filed electronically by CM/ECF, which caused notice to be sent to all counsel of record.

DATED this 19th day of August, 2022.

s/ Marguerite M. Sullivan